

MONDAY, MARCH 9, 1992

SIXTY-EIGHTH LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Rev. Barry L. Cox, Scott's Chapel African Methodist Episcopal Church, Hermitage, Tennessee.

Representative Napier led the House in the Pledge of Allegiance to the Flag.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

Representative Huskey; due to personal reasons.

ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Jackson, Johnson, Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

ENROLLED BILLS

March 5, 1992

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 400, 1047, 1679, 2285, 2294, 2313, 2359, 2362, and 2365; also, House Joint Resolution(s) No(s). 496, 497, 502, 504, 505, 507, 508, 509,

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510, 511, 526, 527, 528, 530, 534, 535, 536, 537, 539, 545 and 555; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

**SIGNED
March 5, 1992**

The Speaker announced that he had signed the following: House Bill(s) No(s). 400, 1047, 1679, 2285, 2294, 2313, 2359, 2362 and 2365; also, House Joint Resolution(s) No(s). 496, 497, 502, 504, 505, 507, 508, 509, 510, 511, 526, 527, 528, 530, 534, 535, 536, 537, 539, 545 and 555.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

**REPORT OF CHIEF ENGROSSING CLERK
March 5, 1992**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 752 and 2180; also, House Joint Resolution(s) No(s). 488, 490, 491, 492, 493, 494 and 506; for his action.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

**SIGNED
March 5, 1992**

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 1720, 1841, 1842, 1853.

**MESSAGE FROM THE SENATE
March 9, 1992**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1861, 1862, 1866, 1867, 1873, 1874, 1876 and 1893; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

***Senate Bill No. 1861** -- Sunset Laws -- Board of law examiners, June 30, 2001. Amends TCA, Title 4, Chs. 19, 29; Title 23; Title 49, Ch. 7, Pt. 20. by *Hicks.

***Senate Bill No. 1862** -- Sunset Laws -- Child welfare licensing

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board of review, June 30, 2000. Amends TCA, Title 4, Ch. 29; Title 71, Ch. 3. by *Hicks.

***Senate Bill No. 1866** -- Sunset Laws -- Commission on aging, June 30, 2000. Amends TCA, Title 4, Chs. 3, 29; Title 13, Ch. 14; Title 34, Ch. 7; Title 55, Ch. 4; Title 56, Ch. 1; Title 67, Ch. 6; Title 68, Ch. 11; Title 71, Ch. 2. by *Hicks, McKnight.

***Senate Bill No. 1867** -- Sunset Laws -- Compact on placement of children, June 30, 2000. Amends TCA, Title 4, Ch. 29; Title 37, Ch. 4. by *Hicks.

***Senate Bill No. 1873** -- Sunset Laws -- Public records commission, June 30, 2000. Amends TCA, Title 4, Ch. 29; Title 10, Ch. 7. by *Hicks.

***Senate Bill No. 1874** -- Sunset Laws -- Civil service commission, June 30, 1999. Amends TCA, Title 4, Ch. 29; Title 8, Ch. 30. by *Hicks, McKnight.

***Senate Bill No. 1876** -- Sunset Laws -- Civil defense and disaster compact, June 30, 2000. Amends TCA, Title 4, Ch. 29; Title 58, Ch. 2. by *Hicks.

***Senate Bill No. 1893** -- Sunset Laws -- Terminates Tennessee peace officers' hall of fame board. Amends TCA, Title 4, Ch. 29. Repeals TCA, Title 4, Ch. 39. by *Hicks.

CONSENT CALENDAR

House Joint Resolution No. 0541 -- Memorials, Sports -- R. C. Johnson, TSSAA Hall of Fame.

House Joint Resolution No. 0544 -- Memorials, Sports -- Gallatin High School football team.

House Bill No. 2410 -- Madison County -- Redefines duties relative to budget transfers and adjustments. Amends Chapter 163, Private Acts of 1986.

House Bill No. 2419 -- Carter County -- Increases hotel occupancy tax from 3 to 5 percent; increases from 2 to 5 percent amount of tax operator allowed to deduct in paying county clerk. Amends Chapter 186, Private Acts of 1984, as amended.

House Bill No. 2441 -- Knox County -- Creates 5th Division of General Sessions Court.

On motion, House Bill No. 2441 was made to conform with Senate Bill No. 2628.

On motion, **Senate Bill No. 2628**, on same subject, was substituted for House Bill No. 2441.

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House Bill No. 2442 -- Lawrence County -- Enacts hotel/motel tax.

House Bill No. 2459 -- Union County -- Authorizes pay increase for county highway commissioners from \$20 to \$50 per meeting and \$75 for the chairman. Amends Chapter 154, Private Acts of 1943, as amended.

House Bill No. 2486 -- Shelbyville -- Gives city manager authority to act as administrative head of city; authorizes city council to set duties and functions of all city departments; gives city manager authority to manage all departments. Amends Chapter 754, Private Acts of 1947, as amended.

House Bill No. 2555 -- Collierville -- Authorizes privilege tax on new offices and commercial construction for protection and preservation of Historic Town Square.

House Bill No. 2556 -- Collierville -- Authorizes imposition of historic preservation privilege tax. Amends Chapter 230, Private Acts of 1988, as amended.

House Bill No. 2648 -- Portland -- Permits annual salary increase for mayor and aldermen. Amends Chapter 568, Private Acts of 1939, as amended.

House Bill No. 2736 -- Clarksville -- Limits terms of office of mayor and council members. Amends Chapter 292, Private Acts of 1957, as amended.

House Bill No. 2738 -- Clarksville -- Permits removal of mayor and city council for cause upon written charges and hearing before council, other officials removed by ordinance. Amends Chapter 292, Private Acts of 1957, as amended.

House Bill No. 1791 -- Sunset Laws -- Appeals tribunal, June 30, 1999. Amends TCA, Title 4, Ch. 29; Title 49, Ch. 11; Title 50, Ch. 7.

House Bill No. 1810 -- Sunset Laws -- Terminates joint underwriting association stabilization reserve fund, board of directors. Amends TCA, Title 4, Ch. 29. Repeals TCA, Title 56, Ch. 33.

House Bill No. 1809 -- Sunset Laws -- Terminates joint underwriting association, board of directors. Amends TCA, Title 4, Ch. 29. Repeals TCA, Title 56, Ch. 33.

House Bill No. 1811 -- Sunset Laws -- Tennessee growth fund, board of directors, June 30, 1999. Amends TCA, Title 4, Chs. 17, 29; Title 45, Ch. 8.

***House Bill No. 1587** -- Gas, Petroleum Products, Volatile Oils -- Revises oil and gas well spacing in Clay County. Amends TCA 60-1-106.

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House Bill No. 1713 -- County Government -- Streamlines process for appropriation of county funds to nonprofit entity in Fayette County. Amends TCA 5-9-109.

On motion, House Bill No. 1713 was made to conform with Senate Bill No. 1690.

On motion, **Senate Bill No. 1690**, on same subject, was substituted for House Bill No. 1713.

***House Joint Resolution No. 0454** -- Memorials, Government Officials -- Urges department of transportation to study feasibility of expanding and/or extending SR 322.

***House Bill No. 1674** -- Highway Signs -- "J.R. Love Bridge" in Carter County.

On motion, House Bill No. 1674 was made to conform with Senate Bill No. 1723.

On motion, **Senate Bill No. 1723**, on same subject, was substituted for House Bill No. 1674.

House Bill No. 1723 -- Highway Signs -- "John Montgomery Bridge," Carter County.

On motion, House Bill No. 1723 was made to conform with Senate Bill No. 1753.

On motion, **Senate Bill No. 1753**, on same subject, was substituted for House Bill No. 1723.

House Bill No. 1724 -- Highway Signs -- "Rod Swift Bridge," U.S. Highway 19E.

On motion, House Bill No. 1724 was made to conform with Senate Bill No. 1755.

On motion, **Senate Bill No. 1755**, on same subject, was substituted for House Bill No. 1724.

House Bill No. 1814 -- Sunset Laws -- Utility management review board, June 30, 1999. Amends TCA, Title 4, Ch. 29; Title 7, Ch. 82.

On motion, House Bill No. 1814 was made to conform with Senate Bill No. 1843.

On motion, **Senate Bill No. 1843**, on same subject, was substituted for House Bill No. 1814.

***House Bill No. 1655** -- Highway Signs -- Smyrna Airport, Exit 66, I-24.

On motion, House Bill No. 1655 was made to conform with Senate Bill No. 1686.

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On motion, **Senate Bill No. 1686**, on same subject, was substituted for House Bill No. 1655.

House Bill No. 1781 -- Sunset Laws -- Advisory council, Cordell Hull birthplace, June 30, 1994. Amends TCA, Title 4, Chs. 11, 13, 29.

House Bill No. 1795 -- Sunset Laws -- Terminates Tennessee peace officers' hall of fame board. Amends TCA, Title 4, Ch. 29. Repeals TCA, Title 4, Ch. 39.

On motion, House Bill No. 1795 was made to conform with Senate Bill No. 1893.

On motion, **Senate Bill No. 1893**, on same subject, was substituted for House Bill No. 1795.

House Bill No. 1793 -- Sunset Laws -- Commission on aging, June 30, 2000. Amends TCA, Title 4, Chs. 3, 29; Title 13, Ch. 14; Title 34, Ch. 7; Title 55, Ch. 4; Title 56, Ch. 1; Title 67, Ch. 6; Title 68, Ch. 11; Title 71, Ch. 2.

On motion, House Bill No. 1793 was made to conform with Senate Bill No. 1866.

On motion, **Senate Bill No. 1866**, on same subject, was substituted for House Bill No. 1793.

House Bill No. 1833 -- Sunset Laws -- Child welfare licensing board of review, June 30, 2000. Amends TCA, Title 4, Ch. 29; Title 71, Ch. 3.

On motion, House Bill No. 1833 was made to conform with Senate Bill No. 1862.

On motion, **Senate Bill No. 1862**, on same subject, was substituted for House Bill No. 1833.

House Bill No. 1792 -- Sunset Laws -- Compact on placement of children, June 30, 2000. Amends TCA, Title 4, Ch. 29; Title 37, Ch. 4.

On motion, House Bill No. 1792 was made to conform with Senate Bill No. 1867.

On motion, **Senate Bill No. 1867**, on same subject, was substituted for House Bill No. 1792.

House Bill No. 1804 -- Sunset Laws -- Civil defense and disaster compact, June 30, 2000. Amends TCA, Title 4, Ch. 29; Title 58, Ch. 2.

On motion, House Bill No. 1804 was made to conform with Senate Bill No. 1876.

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On motion, **Senate Bill No. 1876**, on same subject, was substituted for **House Bill No. 1804**.

House Bill No. 1806 -- Sunset Laws -- Civil service commission, June 30, 1999. Amends TCA, Title 4, Ch. 29; Title 8, Ch. 30.

On motion, **House Bill No. 1806** was made to conform with **Senate Bill No. 1874**.

On motion, **Senate Bill No. 1874**, on same subject, was substituted for **House Bill No. 1806**.

House Bill No. 1807 -- Sunset Laws -- Public records commission, June 30, 2000. Amends TCA, Title 4, Ch. 29; Title 10, Ch. 7.

On motion, **House Bill No. 1807** was made to conform with **Senate Bill No. 1873**.

On motion, **Senate Bill No. 1873**, on same subject, was substituted for **House Bill No. 1807**.

House Joint Resolution No. 0546 -- Memorials, Death -- George Van Holcomb, Highway Patrolman.

House Joint Resolution No. 0549 -- Memorials, Public Service -- Patricia Daly Hazlewood.

House Joint Resolution No. 0550 -- Memorials, Recognition and Thanks -- Frankie and Tina Zammiello of Frankie's Villa Roma.

House Joint Resolution No. 0551 -- Memorials, Death -- Coach Creed McClure.

House Bill No. 2777 -- Henderson County -- Creates office of highway supervisor; provides for qualifications. Repeals Chapter 470, Private Acts of 1945, as amended.

Senate Joint Resolution No. 0358 -- Memorials, Death -- A. Foster Bridges.

Senate Joint Resolution No. 0360 -- Memorials, Professional and Business Achievement -- Nolichucky Regional Library Center.

Senate Joint Resolution No. 0362 -- Memorials, Public Service -- Cletus McWilliams, Executive Secretary to Tennessee Supreme Court.

***House Bill No. 2049** -- Professions and Occupations -- Revises period of license renewal for geologists from five to two years. Amends TCA 62-36-104.

On motion, **House Bill No. 2049** was made to conform with **Senate Bill No. 1729**.

On motion, **Senate Bill No. 1729**, on same subject, was substituted for **House Bill No. 2049**.

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***House Bill No. 2252** -- Highway Signs -- "Purple Heart Highway," SR 155, Davidson County.

House Bill No. 2109 -- Motor Vehicles -- Redefines "emergency vehicles" to include vehicles operated by TBI on official business. Amends TCA 55-8-1001.

On motion, House Bill No. 2109 was made to conform with Senate Bill No. 2063.

On motion, **Senate Bill No. 2063**, on same subject, was substituted for House Bill No. 2109.

House Bill No. 1870 -- Highway Signs -- "Tennessee Ernie Ford Parkway," Bristol Beltway Highway Project.

On motion, House Bill No. 1870 was made to conform with Senate Bill No. 1715.

On motion, **Senate Bill No. 1715**, on same subject, was substituted for House Bill No. 1870.

House Joint Resolution No. 0553 -- Memorials, Personal Achievement -- William J. Helms, Eagle Scout.

House Joint Resolution No. 0554 -- Memorials, Death -- Hillard Leon Wasson.

House Bill No. 2370 -- Davidson County -- Deletes requirement that county court clerk serve as clerk of probate court; substitutes circuit court clerk. Amends Chapter 124, Private Acts of 1963, as amended.

House Bill No. 2779 -- Martin -- Enacts new charter. Repeals Chapter 552, Private Acts of 1919, as amended.

On motion, House Bill No. 2779 was made to conform with Senate Bill No. 2785.

On motion, **Senate Bill No. 2785**, on same subject, was substituted for House Bill No. 2779.

Senate Joint Resolution No. 0365 -- Memorials, Professional and Business Achievement -- Kenneth M. Sokol.

Senate Joint Resolution No. 0366 -- Memorials, Personal Achievement -- Emily Denise Graham, recipient of AAU/Mars Milky Way High School All-American Award.

Senate Joint Resolution No. 0373 -- Memorials, Personal Achievement -- April Elizabeth Hackney, Valedictorian.

Senate Joint Resolution No. 0374 -- Memorials, Retirement -- Dr. John B. Sharp.

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OBJECTION — CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

Senate Joint Resolution No. 362: by Reps. Chiles, Copeland, McAfee and Wood.

Under the rules, Senate Joint Resolution No. 362 was/were placed at the foot of the calendar for Wednesday, March 11, 1992.

Pursuant to Rule No. 50, Rep. Phillips moved that all House Bills having companion Senate Bills on the Clerk's desk be conformed and substituted for the appropriate House Bill, that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	89
Noes.	3
Present and not voting.	4

Representatives voting aye were: Allen, Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holt, Hubbard, Jackson, Johnson, Jones U (Shelby), Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 89.

Representatives voting no were: Arriola, Hargrove, Joyce -- 3.

Representatives present and not voting were: Coffey, Holcomb, Nuber, Rigsby -- 4.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from no to yes on Consent Calendar and have this statement entered in the Journal.

Rep. John Arriola

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REGULAR CALENDAR

House Bill No. 1749 -- Motor Vehicles -- Authorizes special license plates for popularly elected municipal court judges. Amends TCA, Title 55, Ch. 4.

On motion, House Bill No. 1749 was made to conform with Senate Bill No. 1677.

On motion, **Senate Bill No. 1677**, on same subject, was substituted for House Bill No. 1749.

Rep. Robinson (Davidson) moved that **Senate Bill No. 1677** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Jackson, Johnson, Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

Representatives voting no were: Chiles -- 1.

A motion to reconsider was tabled.

***House Bill No. 2310** -- Motor Vehicles -- Extends requirements of registration of natural resource hauling vehicles past repeal date of June 30, 1992. Amends TCA 55-4-124.

Rep. Robinson (Davidson) moved that **House Bill No. 2310** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	88
Noes.	2
Present and not voting.	6

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles,

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Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Johnson, Kent, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Odom, Peroulas, Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 88.

Representatives voting no were: Haley, Joyce -- 2.

Representatives present and not voting were: DeBerry, Jackson, Jones U (Shelby), Kernell, Nuber, Tullos -- 6.

A motion to reconsider was tabled.

***House Bill No. 2311 -- Motor Vehicles -- Exempts contract haulers transporting liquid asphalt or products containing liquid asphalt from all provisions concerning motor carriers except safety inspection and safety rules and regulations for motor vehicles transporting hazardous materials. Amends TCA, Title 65, Ch. 15, Pt. 1.**

Rep. Robinson (Davidson) moved that **House Bill No. 2311** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	87
Noes.	1
Present and not voting.	8

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Johnson, Kent, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Odom, Peroulas, Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 87.

Representatives voting no were: Joyce -- 1.

Representatives present and not voting were: Chumney, DeBerry,

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Jackson, Jones U (Shelby), Kernell, Nuber, Sipes, Venable -- 8.

A motion to reconsider was tabled.

***House Bill No. 1660** -- Contractors -- Exempts church building sanctuary on property owned by the church from meeting contractor licensing requirements if building is designed for 300 or less. Amends TCA 62-6-103.

Rep. Buck moved that House Bill No. 1660 be passed on third and final consideration.

Rep. U. Jones moved to amend as follows:

Amendment No. 1

Amend House Bill No. 1660 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The provisions of this act shall not apply in any county having a population of not less than 700,000, according to the 1990 federal census of population or any subsequent federal census.

PRESENT IN CHAMBER

Representative(s) R. Jones was/were recorded as being present in the Chamber.

REGULAR CALENDAR, CONTINUED

Rep. Haley moved that Amendment No. 1 be tabled, which motion failed by the following vote:

Ayes.	13
Noes.	27
Present and not voting.	44

Representatives voting aye were: Chiles, Coffey, Duer, Haley, Harrill, Holt, Kent, Liles, Nuber, Pinion, Robinson (Washington), Stamps, Tullos -- 13.

Representatives voting no were: Armstrong, Arriola, Bivens, Bragg, Byrd, Chumney, Clark, DeBerry, Dixon, Hassell, Herron, Jones R (Shelby), Jones U (Shelby), Joyce, Kernell, King, Knight, Love, Moore, Napier, Odom, Phillips, Robinson (Davidson), Robinson (Hamilton), Shirley, Turner (Shelby), Williams (Shelby) -- 27.

Representatives present and not voting were: Allen, Anderson, Bell, Bittle, Callicott, Cole, Collier, Crain, Cross, Curlee,

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Davidson, Ferguson, Fowlkes, Givens, Gunnels, Halteman, Haun, Head, Hill, Hillis, Holcomb, Hubbard, Jackson, Johnson, McAfee, McKee, Meyer, Peroulas Draper, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Severance, Tindell, Venable, Walley, West, Whitson, Williams (Union), Windle, Wix, Wood -- 44.

Thereupon, Rep. U. Jones renewed the motion to adopt Amendment No. 1, which motion prevailed by the following vote:

Ayes.	52
Noes.	1
Present and not voting.	37

Representatives voting aye were: Armstrong, Arriola, Bell, Bivens, Bragg, Byrd, Callicott, Chumney, Clark, Collier, Copeland, Curlee, Davis (Gibson), DeBerry, Dixon, Garrett, Haley, Hassell, Head, Herron, Hill, Hillis, Holt, Jones R (Shelby), Jones U (Shelby), Joyce, Kernell, King, Kisber, Knight, Love, Meyer, Moore, Napier, Niceley, Nuber, Pinion, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Washington), Shirley, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), West, Williams (Shelby), Windle, Winningham, Wood -- 52.

Representatives voting no were: Duer -- 1.

Representatives present and not voting were: Allen, Anderson, Cole, Crain, Cross, Davidson, Davis (Cocke), Davis (Knox), Ferguson, Fowlkes, Givens, Gunnels, Halteman, Harrill, Haun, Holcomb, Hubbard, Jackson, Johnson, Kent, McAfee, McDaniel, McKee, Odom, Peroulas Draper, Rhinehart, Rigsby, Rinks, Robinson (Hamilton), Severance, Sipes, Stamps, Venable, Walley, Whitson, Williams (Union), Mr. Speaker Naifeh -- 37.

Rep. Kernell moved to amend as follows:

Amendment No. 2

AMEND House Bill No. 1660 by adding the following new sections to be appropriately designated:

SECTION ____. Any county by a two-thirds (2/3) vote of the county legislative body may exempt the county from the provisions of this act.

SECTION ____. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

On motion, Amendment No. 2 was adopted.

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Thereupon, Rep. Buck moved that **House Bill No. 1660**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	89
Noes.	3
Present and not voting.	4

Representatives voting aye were: Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Kent, King, Kisber, Knight, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Sipes, Stamps, Tindell, Tullis, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 89.

Representatives voting no were: Allen, Chumney, Shirley -- 3.

Representatives present and not voting were: DeBerry, Hassell, Joyce, Kernell -- 4.

A motion to reconsider was tabled.

***House Bill No. 1662** -- Funeral Directors and Embalmers -- Permits persons licensed as embalmers on January 1, 1960, to receive current license upon payment of renewal fees if original license lapsed as voluntary failure to pay renewal fee. Amends TCA, Title 62, Ch. 5.

Rep. Buck moved that House Bill No. 1662 be passed on third and final consideration.

Rep. Severance moved the previous question, which motion prevailed.

Thereupon, Rep. Buck moved that **House Bill No. 1662** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	93
Noes.	2
Present and not voting.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry,

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Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 93.

Representatives voting no were: Chiles, Shirley -- 2.

Representatives present and not voting were: Joyce -- 1.

A motion to reconsider was tabled.

***House Bill No. 1650 -- Police --** Provides that police officers prevented from completing in-service training because of military service during Desert Storm/Desert Shield receive police pay supplement. Amends TCA, Title 38, Ch. 8, Pt. 1.

Rep. Wix moved that **House Bill No. 1650** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holt, Hubbard, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

House Bill No. 2108 -- Motor Vehicles -- Allows vehicles operated by TBI members, when official duties require, to use blue flashing emergency lights. Amends TCA 55-9-414.

On motion, **House Bill No. 2108** was made to conform with Senate Bill No. 2065.

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On motion, **Senate Bill No. 2065**, on same subject, was substituted for House Bill No. 2108.

Rep. Wix moved that **Senate Bill No. 2065** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Hill, Hillis, Holcomb, Holt, Hubbard, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigbsy, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

***House Bill No. 0432** -- Financial Disclosure -- Revises date contribution, loan and expenditure statements are required to be filed. Amends TCA 2-10-105.

Rep. Shirley moved that House Bill No. 432 be passed on third and final consideration.

Rep. Love moved adoption of State and Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 432 by deleting Section 1 in its entirety, and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Section 2-10-105(c), is amended, by deleting in its entirety the first sentence of subdivision (4) and by substituting instead the following sentence:

Statements from the last day of the prior report through the thirtieth day after the primary, general, special or runoff election or referendum shall be filed not later than thirty-three (33) days after the election.

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On motion, Amendment No. 1 was adopted.

Rep. Shirley moved to amend as follows:

Amendment No. 2

Amend House Bill No. 432 by deleting the effective date "July 1, 1991" in Section 2 and inserting "July 1, 1992" instead.

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Shirley moved that House Bill No. 432, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	93
Noes.	0
Present and not voting.	3

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas, Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood -- 93.

Representatives present and not voting were: Bragg, Givens, Mr. Speaker Naifeh -- 3.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to present not voting on House Bill No. 432 and have this statement entered in the Journal.

Rep. Brenda Turner

REGULAR CALENDAR, CONTINUED

House Bill No. 2157 -- Utilities, Utility Districts -- Requires approval of registered architects, engineers or landscape architects

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on maintenance or construction of public works if cost exceeds \$100,000 rather than \$25,000; exempts such projects from review by state. Amends TCA 62-2-107, 68-13-102.

Rep. Head moved that House Bill No. 2157 be passed on third and final consideration.

Rep. Rhinehart moved adoption of Commerce Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2157 by deleting Section 1 in its entirety and substituting therefor the following:

SECTION 1. Tennessee Code Annotated, Section 62-2-107(b), is amended by adding thereto the following new sentence:

A single extension of a water line or gravity sewer line to accommodate not more than ten (10) residences and extending no more than three thousand (3,000) feet shall not be considered a structural change.

AND FURTHER AMEND by deleting Section 2 in its entirety and renumbering the subsequent section accordingly.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Head moved that **House Bill No. 2157**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	92
Noes.	2
Present and not voting.	4

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holt, Hubbard, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Kent, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 92.

Representatives voting no were: Haley, Joyce -- 2.

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Representatives present and not voting were: Holcomb, Kernell, Nuber, Tullos -- 4.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

Pursuant to Rule No. 17, a resolution requesting a Joint Convention must be referred to a committee of the Speaker, the Majority Leader and the Minority Leader, who then report its recommendation to the House. Rep. Purcell reported that the Committee recommended concurrence in Senate Joint Resolution No. 384, with a fifteen (15) minute limitation on the convention.

RULES SUSPENDED

Rep. Davis (Gibson) moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 384 out of order, which motion prevailed.

*Senate Joint Resolution No. 0384 -- General Assembly, Joint Conventions -- D.A.R.E. officers and students; March 18, 1992, as "D.A.R.E. Day on Capitol Hill".

On motion, the rules were suspended for the immediate concurrence in the resolution.

On motion of Rep. Davis (Gibson), the resolution was concurred in.

A motion to reconsider was tabled.

**MESSAGE FROM THE SENATE
March 9, 1992**

MR SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1146; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

**MESSAGE FROM THE SENATE
March 9, 1992**

MR SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1840; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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NOTICE TO ACT ON SENATE MESSAGES

Pursuant to Rule No. 59, the sponsor(s) gave notice of intent to consider the following measure(s) from the Senate on Wednesday, March 11, 1992:

House Bill No. 1146: Rep. DeBerry.

House Bill No. 1840: Rep. King.

BILLS WITHDRAWN

On motion of Rep. Gunnels, House Bill No. 2354 was recalled from the State and Local Government Committee.

On motion of Rep. Gunnels, House Bill No. 2354 was withdrawn from the House.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1422: Rep(s). Walley as prime sponsor(s).

House Bill No. 1660: Rep(s). Holcomb as prime sponsor(s).

House Bill No. 1749: Rep(s). Meyer, Robinson (Hamilton), Turner (Hamilton) and Wood as prime sponsor(s).

House Bill No. 1768: Rep(s). Jackson as prime sponsor(s).

House Bill No. 2059: Rep(s). Head and Kisber as prime sponsor(s).

House Bill No. 2157: Rep(s). Givens as prime sponsor(s).

House Bill No. 2206: Rep(s). Halteman as prime sponsor(s).

House Bill No. 2604: Rep(s). Napier as prime sponsor(s).

House Bill No. 2684: Rep(s). Kent as prime sponsor(s).

House Joint Resolution No. 551: Rep(s). Bragg added as sponsor(s).

REQUESTS TO BE ADDED AS SPONSORS

The following members requested to add their names as sponsors as indicated below, the prime sponsor having agreed to such addition. Sponsorship was not granted since request was made after passage of said bill:

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House Bill No. 1650: Rep(s). Kent.

House Joint Resolution No. 358: Rep(s). Bragg.

INTRODUCTION OF RESOLUTIONS

On motion, the resolution(s) listed was/were introduced and referred as noted:

House Resolution No. 0164 — Memorials, Heroism — Company G, 511th Parachute Infantry, Heroic Service during World War II. by *Niceley.

Referred by the Speaker to the Calendar and Rules Committee.

House Resolution No. 0165 — Memorials, Public Service — Chaplain Bill Overway. by *Walley.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0556 — Memorials, Heroism — Staff Sgt. Louis S. "Steve" Brady, Bronze Star. by *Davidson, *Hillis, *Windle.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0557 — Memorials, Public Service — Dr. Gary Stephen Nace. by *Halteman.

Referred by the Speaker to the Calendar and Rules Committee.

***House Joint Resolution No. 0558 — Highway Signs — "Major Charles L. McGaha Memorial Highway," S.R. 32 in Cocke County. by *Davis R E.**

Referred by the Speaker to the Transportation Committee.

House Joint Resolution No. 0559 — Memorials, Heroism — First Sgt. Charles F. Seiberling, Bronze Star. by *Davidson.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0560 — Memorials, Sports — Ike Peel, Jr., Tennessee Sports Hall of Fame. by *Holt.

Referred by the Speaker to the Calendar and Rules Committee.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

On motion, the resolutions listed were referred as noted:

Senate Joint Resolution No. 0375 — Memorials, Sports — Trenton Peabody High School football team.

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Referred by the Speaker to the Calendar and Rules Committee.

Senate Joint Resolution No. 0377 -- Memorials, Personal Achievement -- Julie Melissa Robinson, Valedictorian.

Referred by the Speaker to the Calendar and Rules Committee.

RESOLUTIONS LYING OVER

On motion, the resolutions(s) listed was/were referred as noted:

***Senate Joint Resolution No. 0078** -- General Assembly, Directed Studies -- Extends report deadline SJR 505, relative to restricting access to drivers and vehicle records.

Referred by the Speaker to the Calendar and Rules Committee.

DELAYED BILLS REFERRED

Pursuant to Rule No. 78, having been prefiled for introduction, House Bill(s) No(s). 2787, 2788, 2789, 2794 and 2795, was/were referred to the Delayed Bills Committee.

House Bill No. 2787 -- Highways, Roads and Bridges -- Authorizes county legislative body of Hardin County to locate highway department beyond limits of county town but within boundaries of county. Amends TCA 5-7-105. by *Rinks.

***House Bill No. 2788** -- County Boundaries -- Moves described parcel of property to 9th Civil District of Coffee County from Franklin County. by *Curlee, *Rigsby.

***House Bill No. 2789** -- Marriage -- Authorizes judge of general sessions court in Humphreys County to perform marriages. Amends TCA 36-3-301. by *Collier.

House Bill No. 2794 -- Criminal Offenses -- Creates offense of public indecency. Amends TCA 39-13-511. by *Stamps.

***House Bill No. 2795** -- Privacy, Confidentiality -- Clarifies informational privacy of individuals. Amends TCA, Title 55. by *Stamps, *Halteman.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 2776 -- Human Rights -- Revises standards for determination of discriminatory behavior due to familial status;

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revises grievance process for human rights violations. Amends TCA, Title 4, Ch. 21. by *Armstrong.

Passed first consideration.

House Bill No. 2790 -- Henderson County -- Revises accounting procedure to permit that portion of funds generated by hotel/motel tax used for operation of fire department to be retained in such fund and not revert to general fund. Amends Chapter 98, Private Acts of 1983, as amended. by *McDaniel, *Sipes.

Passed first consideration.

House Bill No. 2791 -- Haywood County -- Provides for election of highway commissioners by staggering terms; gives county legislative body authority to determine boundaries of highway districts. Amends Chapter 24, Private Acts of 1991. by *Crain.

Passed first consideration.

House Bill No. 2792 -- Pulaski -- Makes fire chief elected by board of mayor and aldermen every two years for two year term, instead of appointed by board to serve at pleasure of board. Amends Chapter 711, Private Acts of 1949, as amended. by *Fowlkes.

Passed first consideration.

House Bill No. 2793 -- Giles County -- Requires referendum on any proposed zoning ordinance. by *Fowlkes.

Passed first consideration.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk as noted:

***Senate Bill No. 0852** -- Pensions and Retirement Benefits -- Authorizes certain sheriffs to participate in TCRS. Amends TCA, Title 8, Ch. 36, Pt. 2. (HB 1329).

Held pending third consideration of companion House Bill.

Senate Bill No. 1688 -- Pest Control -- Prohibits local governments from regulating pesticide sale or use. Amends TCA, Title 43, Ch. 8; Title 62, Ch. 21. (HB 1676).

Held pending third consideration of companion House Bill.

***Senate Bill No. 1704** -- State Employees -- Authorizes up to 15 days of paid leave for state employees who are certified disaster service volunteers for Red Cross to participate in specialized disaster relief services with appointing authority's approval. Amends TCA, Title 8, Ch. 50, Pt. 1. (HB 1726).

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Held pending third consideration of companion House Bill.

***Senate Bill No. 1758 -- Police --** Authorizes inclusion of time in active military duty for calculation of required eight month service time for eligibility for police pay supplement. Amends TCA, Title 38, Ch. 8, Pt. 1. (HB 1721).

Held pending third consideration of companion House Bill.

***Senate Bill No. 1835 -- Public Officials --** Clarifies fees clerk may charge for registering instruments which do not have specific fee, in counties of first class, \$6.00, all others \$8.00. Amends TCA 8-21-1001. (HB 2212).

Held pending third consideration of companion House Bill.

Senate Bill No. 1979 -- Alcoholic Beverages -- Removes surety bond requirements which secure payment of beer taxes if taxpayer has been in continuous operation for three years and has timely paid such taxes for six months. Amends TCA 57-5-106, 57-6-107. (HB 1933).

Held pending third consideration of companion House Bill.

***Senate Bill No. 1998 -- Alcoholic Beverages --** Authorizes operation of microbrewery in Hamilton County. Amends TCA 57-5-101. (HB 2262).

Held pending third consideration of companion House Bill.

***Senate Bill No. 2222 -- Telecommunications --** Allows chief law enforcement officers to direct telephone employees to cut, reroute or divert telephone lines in emergency where person barricades himself or where hostages held. Amends TCA, Title 65, Ch. 21, Pt. 1. (HB 2100).

Held pending third consideration of companion House Bill.

***Senate Bill No. 2266 -- Economic and Community Development --** Makes various changes to convert the Local Neighborhood Model Development Corporation Act into a program of general applicability within the three major urban counties. Amends TCA, Title 13, Ch. 13, Pt. 1. (HB 2732).

Held pending third consideration of companion House Bill.

***Senate Bill No. 2270 -- State Prisoners --** Requires inmate to pay incarceration cost; gives credit as work time time spent attending school; permits department to retain up to 80 percent of net wages to defray cost of incarceration, upon release, must provide accounting; allows process for inmate to avoid such obligation. Amends TCA, Titles 40, 41. (HB 2379).

Held pending third consideration of companion House Bill.

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HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred to committee or held on the Clerk's desk as noted:

House Bill No. 2780 -- Lake County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 2781 -- Lake County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 2782 -- Lewis County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 2783 -- Jackson -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 2784 -- Montgomery County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 2786 -- Roane County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES

March 9, 1992

In accordance with **Rule No. 48**, the following local bill(s), having received authorization for passage by the local legislative delegation, was/were transmitted to the Calendar and Rules Committee: House Bill(s) No(s). 2443 and 2783.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

March 9, 1992

MR. SPEAKER: The officers of your Calendar and Rules Committee report that we have set the following bill(s) and/or resolution(s) on the **Consent Calendar for Monday, March 16, 1992:** House Resolution(s) No(s). 164 and 165; House Joint Resolution(s) No(s). 556, 557, 559 and 560; House Bill(s) No(s). 2443 and 2783; also, Senate Joint Resolution(s) No(s). 375 and 377.

PHILLIPS, Chair.

MESSAGE FROM THE SENATE

March 9, 1992

MR. SPEAKER: I am directed to transmit to the House, Senate

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Bill(s) No(s). 1818, 1826 and 1885; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

March 9, 1992

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 400, 1047, 1679, 2285, 2294, 2313, 2359, 2362 and 2365; also, House Joint Resolution(s) No(s). 496, 497, 502, 504, 505, 507, 508, 509, 510, 511, 526, 527, 528, 530, 534, 535, 536, 537, 539, 545 and 555; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

March 9, 1992

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 400, 1047, 1679, 2285, 2294, 2313, 2359, 2362 and 2365; also, House Joint Resolution(s) No(s). 496, 497, 502, 504, 505, 507, 508, 509, 510, 511, 526, 527, 528, 530, 534, 535, 536, 537, 539, 545 and 555; for his action.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS

March 9, 1992

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 2310; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

March 9, 1992

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1773, 1775, 1787, 1802, 1803 and 2310; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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**SIGNED
March 9, 1992**

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 1818, 1826 and 1885.

**ENGROSSED BILLS
March 9, 1992**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 432, 1587, 1650, 1660, 1662, 1781, 1791, 1809, 1810, 1811, 2157, 2252, 2311, 2370, 2410, 2419, 2442, 2459, 2486, 2555, 2556, 2648, 2736, 2738 and 2777; also, House Joint Resolution(s) No(s). 454, 541, 544, 546, 549, 550, 551, 553 and 554; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ROLL CALL

The roll call was taken with the following results:

Present 98

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 98.

On motion of Rep. Purcell, the House recessed until 2:00 p.m., Wednesday, March 11, 1992.